

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PHILLIP NELSON BURNS, MIRJANA
PAVKOVICH, Administrator of the Estate of
Rade Pavkovich, Deceased, and WARREN
ELMER HALPAP,

Plaintiffs,

-against-

GRUPO MÉXICO, S.A. de C.V., a Mexican
Corporation,

Defendant.

Case No. 1:07-CV-3496(WHP)

**NOTICE OF DEFENDANT GRUPO MÉXICO,
S.A. DE C.V.'S MOTION TO REMAND AND,
IN THE ALTERNATIVE, TO DISMISS THE
AMENDED COMPLAINT FOR IMPROPER
SERVICE AND LACK OF PERSONAL
JURISDICTION**

(Oral Argument Requested)

PLEASE TAKE NOTICE THAT upon the accompanying: (i) Defendant Grupo México S.A. de C.V.'s Memorandum of Law in Support of Its Motion to Remand and, in the Alternative, to Dismiss the Amended Complaint for Lack of Personal Jurisdiction and (ii) the Declaration of Alberto de la Parra Zavala, dated June 26, 2007, Defendant Grupo México S.A. de C.V. moves this Court for an order remanding this case to New York state court, or in the alternative, for an order pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure, dismissing the First Amended Verified Complaint in its entirety with prejudice, and awarding such further relief as this Court deems just and proper.

Grupo México S.A. de C.V. respectfully requests oral argument on the Motion, with the date and time to be established thereafter by the Court.

Dated: June 26, 2007

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